

1 HONORABLE RONALD B. LEIGHTON
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 WILLIAM EMORY McDOWELL,

Defendant.

CASE NO. C10-5849RBL

CR04-5193RBL

ORDER

14 THIS MATTER comes on before the above-entitled court upon Defendant's Notice of
15 Appeal [Dkt. #13]. Having considered the entirety of the records and file herein, the Court finds
16 and rules as follows:

17 For the reasons stated in this Court's Order [Dkt. #11], the Court declines to issue a
18 certificate of appealability because the defendant has failed to make "a substantial showing of a
19 denial of a constitutional right." 28 U.S.C. § 2253(c)(2).

1 The Clerk shall send uncertified copies of this order to all counsel of record, and to any
2 party appearing pro se.

3 Dated this 24th day of October, 2011.

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6 RONALD B. LEIGHTON
7 UNITED STATES DISTRICT JUDGE
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